

BellSouth Telecommunications, Inc.
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Nashville, TN 37201-3300

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REC'D TN
REGULATORY AUTH.

Guy M. Hicks
General Counsel

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February 26, 2001

OFFICE OF THE
EXECUTIVE SECRETARY
615 214 6301
Fax 615 214 7406

VIA HAND DELIVERY

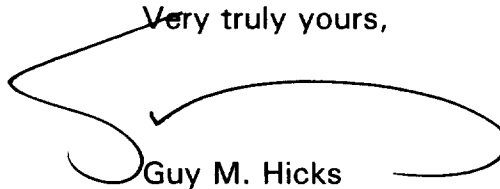
David Waddell, Executive Secretary
Tennessee Regulatory Authority
460 James Robertson Parkway
Nashville, TN 37238

Re: *Petition for Interconnection Arbitration by DIECA Communications, Inc. d/b/a Covad Communications Company, Inc. Against BellSouth Telecommunications, Inc.*
Docket No. 00-01130

Dear Mr. Waddell:

Enclosed are the original and thirteen copies of BellSouth's First Set of Interrogatories and Requests for Production of Documents to Covad. Copies of the enclosed are being provided to counsel of record.

Very truly yours,



Guy M. Hicks

GMH:ch
Enclosure

**BEFORE THE TENNESSEE REGULATORY AUTHORITY
Nashville, Tennessee**

Re: *Petition for Interconnection Arbitration by DIECA Communications, Inc. d/b/a Covad Communications Company, Inc. Against BellSouth Telecommunications, Inc.*

Docket No. 00-01130

**BELLSOUTH TELECOMMUNICATIONS, INC.'S
FIRST SET OF INTERROGATORIES AND REQUESTS
FOR PRODUCTION OF DOCUMENTS TO COVAD**

BellSouth Telecommunications, Inc. ("BellSouth") hereby requests Covad Communications Company ("Covad") to provide answers in response to the following interrogatories and requests for production of documents by March 16, 2001 in accordance with the procedural schedule issued by the Authority on February 13, 2001.

INSTRUCTIONS

(a) If any response required by way of answer to these Interrogatories and Requests for Production is considered to contain confidential or protected information, please furnish this information subject to a protective agreement.

(b) If any response required by way of answer to these Interrogatories is withheld under a claim of privilege, please identify the privilege asserted and describe the basis for such assertion. If any document is withheld under a claim of privilege, please furnish a list of each document for which the privilege is claimed, reflecting the name and address of the person who prepared the document, the

date the document was prepared, each person who was sent a copy of the document, each person who has viewed or who has had custody of a copy of the document, and a statement of the basis on which the privilege was claimed.

(c) These Interrogatories and Requests for Production are to be answered with reference to all information in your possession, custody or control or reasonably available to you.

(d) If any Interrogatory or Request for Production cannot be responded to in full, answer to the extent possible and specify the reason for your inability to respond fully. If you object to any part of an Interrogatory or Request for Production, answer all parts of the Interrogatory or Request for Production to which you do not object, and as to each part to which you do object, separately set forth the specific basis for the objection.

(e) These Interrogatories and Requests for Production are continuing in nature and require supplemental responses should information unknown to you at the time you serve your responses to these Interrogatories subsequently become known or should your initial response be incorrect or untrue.

DEFINITIONS

(a) "Covad" means Covad Communications Company, any predecessors in interest, its parent, subsidiaries, and affiliates, their present and former officers, employees, agents, directors, and all other persons acting or purporting to act on behalf of Covad.

(b) "You" and "your" refer to Covad.

(c) "Person" means any natural person, corporation, corporate division, partnership, other unincorporated association, trust, government agency, or entity.

(d) "And" and "or" shall be construed both conjunctively and disjunctively, and each shall include the other whenever such construction will serve to bring within the scope of these Interrogatories information that would not otherwise be brought within their scope.

(e) "Identification" or "identify" when used in reference to: (i) a natural individual, requires you to state his or her full name and residential and business address; (ii) a corporation, requires you to state its full corporate name and any names under which it does business, the state of incorporation, and the address of its principal place of business; (iii) a document, requires you to state the number of pages and the nature of the document (e.g., a letter or memorandum), its title, its date, the name or names of its authors and recipients, and its present location or custodian; (iv) a communication, requires you, if any part of the communication was written, to identify the document or documents which refer to or evidence the communication, and to the extent that the communication was not written, to identify the persons participating in the communication and to state the date, manner, place, and substance of the communication.

(f) "Petition" means to Petition for Arbitration with BellSouth filed by Covad with the Authority on December 21, 2000.

(g) The term "document" shall have the broadest possible meaning under applicable law. "Document" means every writing or record of every type and

description that is in the possession, custody or control of Covad, including, but not limited to, correspondence, memoranda, workpapers, summaries, stenographic or handwritten notes, studies, publications, books, pamphlets, reports, surveys, minutes or statistical compilations, computer and other electronic records or tapes or printouts, including, but not limited to, electronic mail ("Email") files, and copies of such writings or records containing any commentary or notation whatsoever that does not appear in the original. The term "document" further includes, by way of illustration and not limitation, schedules, progress schedules, time logs, drawings, computer disks, charts, projections, time tables, summaries of other documents, minutes, surveys, work sheets, drawings, comparisons, evaluations, laboratory and testing reports, telephone call records, personal diaries, calendars, personal notebooks, personal reading files, transcripts, witness statements and indices.

(h) The phrases "refer to" and "relate to" mean consisting of, containing, mentioning, suggesting, reflecting, concerning, regarding, summarizing, analyzing, discussing, involving, dealing with, emanating from, directed at, pertaining to in any way, or in any way logically or factually connected or associated with the matter discussed.

INTERROGATORIES

1. What is the basis for the three (3) day loop installation interval referred to in Issue 5(a)?

RESPONSE:

2. Please identify each of the work steps involved when BellSouth provisions an xDSL loop to a CLEC.

RESPONSE:

3. Please state the basis for your statement in Paragraph 16 of the Petition that “the work required to provision a DSL loop is simple and routine.”

RESPONSE:

4. Please identify each customer which has “demand[ed]” that Covad inform them “when Covad can provide them with DSL service” as described in Paragraph 17 of the Petition.

RESPONSE:

5. Please state the basis for your statement in Paragraph 19 of the Petition that “[i]n two years of operation in the BellSouth territory, BellSouth has

repeatedly and unilaterally cancelled Covad unbundled loop orders – oftentimes on the date BellSouth originally promised to provide the loop (the FOC date).” In responding to this interrogatory, separately identify each and every instance of cancellation.

RESPONSE:

6. Please state the manner in which you believe BellSouth should be compensated for the cost of dispatching a technician to investigate a trouble report submitted by Covad which results with no trouble being found.

RESPONSE:

7. Please state whether Covad believes that Issues 10(a), 10(b), 13, 14, 16, 17, and 24 in the Petition present issues which were also raised by Covad in Docket No. 00-00544.

RESPONSE:

8. Please identify each central office in which Covad believes POTS splitters were installed improperly as stated in Paragraph 38 of the Petition.

RESPONSE:

9. Please state the basis for your assertion, in Paragraph 39 of the Petition, that "BellSouth has not agreed that it will provide accurate service order completion notices."

RESPONSE:

10. With respect to Issue 23, please state whether the use of a bantam test jack will permit Covad to identify any trouble on a loop by testing the loop at the splitter. If you believe that the use of a bantam test jack will not permit Covad to identify any trouble on a loop, please separately identify each and every deficiency in that procedure.

RESPONSE:

11. Please identify every assumption supporting BellSouth's proposed rates which you believe is flawed, as asserted in Paragraph 42 of the Petition

RESPONSE:

12. Please identify every task time supporting BellSouth's proposed rates which you believe is inflated, as asserted in Paragraph 42 of the Petition.

RESPONSE:

13. Please identify every work group supporting BellSouth's proposed rates which you believe is unnecessary, as asserted in Paragraph 42 of the Petition.

RESPONSE:

14. Please identify each loop model from which BellSouth's proposed rates are derived and identify every respect in which those loop models "do not comply with TELRIC" as stated in Paragraph 42 of the Petition.

RESPONSE:

15. Please state, in detail, the basis for your assertion that BellSouth has “fail[ed] to upgrade its outside plant to modern engineering standards” as asserted in Paragraph 42 of the Petition.

RESPONSE:

16. Please state, in detail, the basis for your assertion that BellSouth has “fail[ed] . . . to maintain its inventory systems in a commercially reasonable manner” as asserted in Paragraph 42 of the Petition.

RESPONSE:

17. Please state, in detail, the basis for your assertion that BellSouth has “fail[ed] . . . to develop efficient methods and procedures, including electronic OSS, for provisioning xDSL loops and related DSL services such as conditioning and access to loop makeup information” as asserted in Paragraph 42 of the Petition.

RESPONSE:

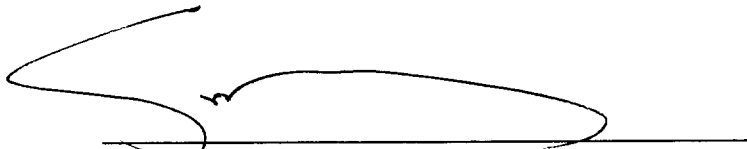
REQUESTS FOR PRODUCTION

1. Please produce a copy of every document in your possession which refers or relates to any of the responses you provided to the foregoing Interrogatories.

2. Please produce a copy of any correspondence between Covad and BellSouth concerning the ordering or provisioning of any unbundled network elements and/or any request for collocation space.

Respectfully submitted this 26th day of February, 2001.

BELLSOUTH TELECOMMUNICATIONS, INC.

A handwritten signature in black ink, appearing to read 'Guy M. Hicks', is written over a horizontal line.

Guy M. Hicks
333 Commerce Street, Suite 2101
Nashville, Tennessee 37201-3300
(615) 214-6301

R. Douglas Lackey
T. Michael Twomey
675 West Peachtree Street, Suite 4300
Atlanta, Georgia 30375

CERTIFICATE OF SERVICE

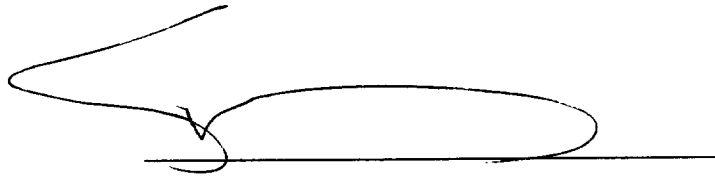
I hereby certify that on February 26, 2001, a copy of the foregoing document was served on the parties of record, via the method indicated:

- ☐ Hand
- ☒ Mail
- ☐ Facsimile
- ☐ Overnight

Henry Walker, Esquire
Boult, Cummings, et al.
P. O. Box 198062
Nashville, TN 37219-8062

- ☐ Hand
- ☒ Mail
- ☐ Facsimile
- ☐ Overnight

Catherine F. Boone, Esq.
Covad Communications Company
10 Glenlake Parkway, Suite 650
Atlanta, GA 30328

A handwritten signature in black ink, appearing to be "Catherine F. Boone", is written over a horizontal line.